SUBCOMMITTEE: SUBCOMMITTEE #1

1	HOUSE BILL NO. 2170
2	AMENDMENT IN THE NATURE OF A SUBSTITUTE
3	(Proposed by the House Committee for Courts of Justice
4	on)
5	(Patron Prior to SubstituteDelegate Brewer)
6	A BILL to amend the Code of Virginia by adding a section numbered 18.2-429.1, relating to false caller
7	identification information; penalty.
8	Be it enacted by the General Assembly of Virginia:
9	1. That the Code of Virginia is amended by adding a section numbered 18.2-429.1 as follows:
10	§ 18.2-429.1. False caller identification information; penalty.
11	A. For the purposes of this section:
12	"Caller identification information" means data that identifies the identity of the caller or the caller's
13	telephone number to the recipient of a telephone call or to the recipient's telephone network.
14	"False caller identification information" means data that misrepresents the identity of the caller or
15	the caller's telephone number to the recipient of a telephone call or to the recipient's telephone network.
16	B. Any person who, with the intent to defraud, intimidate, or harass, causes a telephone to ring or
17	engages in conduct that results in the display of false caller identification information on the called party's
18	telephone is guilty of a Class 3 misdemeanor. A second or subsequent conviction under this subsection is
19	punishable as a Class 2 misdemeanor if the prior conviction occurred before the date of the offense
20	charged.
21	C. This section shall not apply to:
22	1. The blocking of caller identification information;
23	2. Any law-enforcement agencies or any law-enforcement officer while he is engaged in the
24	performance of his official duties;
25	3. Any intelligence or security agency of the federal government or any employee of such agency
26	while he is engaged in the performance of his official duties; or

4. Any telecommunications, broadband, or Voice-over-Internet protocol service provider that is

(i) acting in its capacity as an intermediary for the transmission of telephone service between the caller
and the recipient, (ii) providing or configuring a service or service feature as requested by a customer, (iii)
acting in a manner that is authorized or required by law, or (iv) engaging in other conduct that is a
necessary incident to the provision of service.

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